




No. 9:19-cv-196, 2020 WL 5665102 (E.D. Tex. Aug. 24, 2020) (dismissing federal habeas petition claiming failure to release on mandatory supervision for failure to exhaust state remedies).

Having conducted a careful de novo review of those portions of the Magistrate Judge's proposed findings and recommendations to which the Petitioner objected, the Court has determined that the Report of the Magistrate Judge is correct, and the Petitioner's objections are without merit. *See* 28 U.S.C. § 636(b)(1) (District Judge shall "make a de novo determination of those portions of the report or specified proposed findings or recommendations to which objection is made.").

Accordingly, the Court hereby **OVERRULES** Petitioner's objections (Docket No. 5) and **ADOPTS** the Report of the Magistrate Judge (Docket No. 3) as the opinion of the District Court. It is further **ORDERED** that this civil action is **DISMISSED WITHOUT PREJUDICE**. A certificate of appealability is **DENIED**, with this denial referring solely to an appeal of the present case and having no effect upon Petitioner's right to seek relief in state court or to again seek relief in federal court in the event the state courts do not grant him the relief he seeks. It is further **ORDERED** that any and all motions which may be pending in this civil action are hereby **DENIED** as **MOOT**.

So **ORDERED** and **SIGNED** this **7th** day of **December, 2020**.

  
JEREMY D. KERNODLE  
UNITED STATES DISTRICT JUDGE